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17 Attorneys for Plaintiffs
CORY SPENCER, DIANA MILENA
18 REED, and COASTAL PROTECTION
RANGERS, INC.
19

20 **UNITED STATES DISTRICT COURT**
21 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
22

23 CORY SPENCER, an individual;
24 DIANA MILENA REED, an
individual; and COASTAL
25 PROTECTION RANGERS, INC., a
26 California non-profit public benefit
corporation,

27 Plaintiffs,
28

CASE NO. 2:16-cv-02129-SJO (RAOx)

**DECLARATION OF STEPHEN W.
YOUNG IN SUPPORT OF
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

Judge: Hon. S. James Otero
Date: February 21, 2017
Time: 10:00 a.m.
Crtrm.: 10C

1
2 v.

3 LUNADA BAY BOYS; THE
4 INDIVIDUAL MEMBERS OF THE
5 LUNADA BAY BOYS, including but
6 not limited to SANG LEE, BRANT
7 BLAKEMAN, ALAN JOHNSTON
8 AKA JALIAN JOHNSTON,
9 MICHAEL RAE PAPAYANS,
10 ANGELO FERRARA, FRANK
11 FERRARA, CHARLIE FERRARA,
12 and N. F.; CITY OF PALOS
13 VERDES ESTATES; CHIEF OF
14 POLICE JEFF KEPLEY, in his
15 representative capacity; and DOES
16 1-10,

17 Defendants.

18 I, Stephen W. Young, declare as follows:

19 1. I resided in the Torrance Beach area of Torrance, California,
20 about 12 miles from Lunada Bay, from 1972 to 1975. I have personal
21 knowledge of the matters stated in this declaration and, if called as a
22 witness, could and would testify competently as to its contents.

23 2. I was born in San Diego and grew up in Santa Barbara. I served
24 in the U.S. Air Force after high school. I attended college while serving in
25 the military. I then attended Cleveland Chiropractic College in Los Angeles
26 from 1972 to 1975, during which I lived in Torrance Beach.

27 3. After 1975, I lived in Santa Barbara, the Santa Ynez Valley, San
28 Pedro, and Santa Maria, all in California. Since 2009, I have resided in
Santa Maria. Currently, I am a semi-retired chiropractic doctor.

4. I have been a surfer ever since I was 14 or 15 years old, and I
am now 69 years old. I enjoy being in the water, and I like the challenge of

1 catching and riding big waves.

2 5. During 1972 to 1975, when I lived in Torrance Beach, I tried to
3 surf at Lunada Bay to catch the big waves there. I tried going to Lunada Bay
4 to surf about 20 to 30 times during the time I lived in Torrance Beach.

5 6. I was harassed and bullied every time I went to Lunada Bay, and
6 there were times when I feared for my life. For example, I remember a few
7 occasions when, after parking my car on the bluff to go surfing, the locals
8 would physically block me from the trail. On these occasions they
9 threatened to throw me off the cliff so I left.

10 7. Generally, I was harassed the entire time that I was at Lunada
11 Bay. If I made it down to the water, the locals would say things such as,
12 "You're not fucking welcome. Get your ass out of the water before we jump
13 on you" and tell me that Lunada Bay was a private beach. In the water, the
14 locals would violate common rules of surfing etiquette to ruin my surfing
15 session.

16 8. On at least one occasion, I tried to take a wave when I had the
17 right of way, and one of the men who was harassing me intentionally
18 dropped in front of me and disrupted my ability to take the wave. Then he
19 yelled at me for taking his wave.

20 9. I would get harassed on the beach, too. The men at Lunada Bay
21 acted mean and tough, and they seemed coordinated. They would puff their
22 chests at me and get close to my face, and they pushed me a couple of
23 times. I would then leave, especially when there was more than one of
24 them. I was afraid if I stayed that I would get jumped and beaten.

25 10. I also tried to sit on a bench that appeared to be constructed by
26 the other surfers, as it did not appear to be a city bench. However, the other
27 surfers told me to leave, saying things such as, "This is our area. Get your
28 ass out of here. Get your ass off our beach."

1 11. I always drove to Lunada Bay to go surfing, and my van was
2 vandalized several times when I parked it there. On different occasions
3 when I was in the water, someone “keyed” the paint, ripped off a side-view
4 mirror, broke a taillight, and punctured my tires.

5 12. I tried to complain about the harassment I received at Lunada
6 Bay to the local Palos Verdes Estates police. Sometimes a police officer
7 would be present at Lunada Bay, and I would tell him about the harassment.
8 The police officer would ask, “Which one harassed you?” but it was clear the
9 police officer was not interested in hearing the answer because all the likely
10 people were too far away to identify. For example, officers would ask this
11 when we were on the bluff and the harassers were down on the beach or in
12 the water. The police did not walk down the bluff with me, nor offer any
13 other way for me to identify for them the persons who had harassed me.
14 After getting no meaningful response from the police and police indifference,
15 my efforts to complain to the police seemed useless and I stopped telling the
16 police about the harassment.

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